

## CLAIMS

I claim:

1.(Amended) A metal fireblock comprising;

a metal bracket, horizontally disposed flanged assembly for the bracing and proper distance spacing of non-movable and structurally fastened non portable horizontal and vertical framing members;

said bracket with nail holes properly placed in the bracket connecting arm for the proper nailing or fastening into the wood framing members;

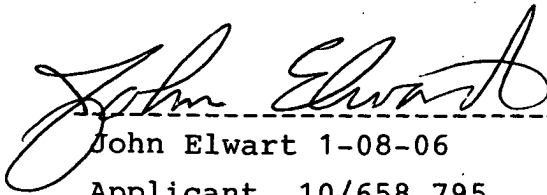
said bracket with a risen portion of extruded same metal in the longwise portion of said bracket as well as an extruded same metal in the connecting arm portion of said bracket.

2.(Original) The metal fireblock of claim 1, whereby the fireblock is of one piece of metal.

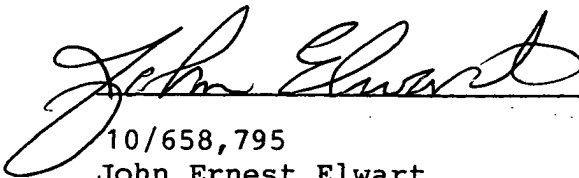
3.(Amended)The metal fireblock of claim 2, having[ one of]two fixed lengths adapted to be installed between non movable and non portable adjacent framing members.

4.(Amended) The metal fireblock of claim 3 wherein one of the fixed lengths is 14.5 inches long and the other of the fixed lengths is 22.5 inches for the purpose of installing into non movable and non portable fixed framing members.

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Therefore it is submitted that patentable subject matter is clearly present. If the examiner agrees but does not feel that the present claims are technically adequate, applicant respectfully requests that the examiner write acceptable claims pursuant to MPEP 707.07 (j)

A handwritten signature in cursive script, reading "John Ernest Elwart", written over a horizontal line.

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John Ernest Elwart

Applicant

12-26-04